UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA STATESVILLE DIVISION 5:23-cy-00162-KDB-SCR

WILLIAM T. JARVIS,	
Plaintiff,))
vs.	ORDER
CAROLYN JARVIS, et al.,))
Defendants.)))

THIS MATTER is before the Court on initial review of Plaintiff's Complaint [Doc. 1], see 28 U.S.C. § 1915(e); Plaintiff's motion to proceed in forma pauperis [Doc. 2]; and Plaintiff's motion to compel medical records and motion for change of venue [Doc. 3].

On October 10, 2023, the Court dismissed with prejudice an action filed by Plaintiff after he was afforded the opportunity to amend his Complaint and nonetheless failed to state a claim for relief in his Amended Complaint. [Civil Case No. 5:23-cv-00119-KDB-DCK, Docs. 1, 5, 6, 9]. The Court herein incorporates those proceedings by reference. The same day the Court dismissed Plaintiff's Amended Complaint with prejudice in that action, the Plaintiff purported to file a new action wherein he submitted a pile of disorganized, nonsensical documents, including an identical copy of his Amended Complaint in Case No. -119. [See Doc. 1 at 1-13; Case No. -119, Doc. 6]. It appears that Plaintiff seeks to proceed on a Complaint here identical to that which this Court dismissed with prejudice. [See Doc. 1]. Plaintiff seeks to proceed in forma pauperis [Doc. 2] and submitted letters seeking various relief, including production of his medical records from 2017, a "change of venue due to the circumstances of the matter," and appointment of counsel "due to the severity of the matters and considering [Plaintiff is] handicapped and on SSI" [Doc. 1 at 72, Doc.

3].

The Court will dismiss Plaintiff's Complaint with prejudice as frivolous and as subject to the Court's dismissal with prejudice of Plaintiff's Amended Complaint in Case No. 5:23-cv-119. The Plaintiff cannot circumvent the Court's ruling by simply filing another identical action.

Plaintiff is strongly cautioned that repeated filing of frivolous or improper actions may result in the imposition of sanctions and/or prefiling injunctions that would limit Plaintiff's ability to file further lawsuits in this Court.

ORDER

IT IS, THEREFORE, ORDERED that Plaintiff's Complaint [Doc. 1] is **DISMISSED**WITH PREJUDICE.

IT IS FURTHER ORDERED that Plaintiff's Motions [Docs. 2, 3] are DENIED.

The Clerk is respectfully instructed to terminate this action and mail Plaintiff a copy of this Order by certified mail in accordance the Court's Order in Case No. 5:23-cv-119, Docket No. 8.

Signed: October 18, 2023

Kenneth D. Bell

United States District Judge